

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF SAN BERNARDINO COUNTY, CALIFORNIA
AND RECORD OF ACTION**

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SEPTEMBER 9, 2003

FROM: KEN A. MILLER, Director
Department of Public Works - **Transportation**

SUBJECT: AMENDMENTS NO. 1 AND NO. 2 TO AGREEMENT NO. 01-055, COUNTY CONTRACT NO. 01-279, WITH SAN BERNARDINO ASSOCIATED GOVERNMENTS TO CONSTRUCT LAKE GREGORY SCENIC WALKWAY

RECOMMENDATION:

- 1) Ratify the action by the Chairman of the Board of Supervisors approving Amendment No. 1 to Agreement No. 01-055, County Contract No. 01-279, with San Bernardino Associated Governments (SANBAG), to extend the completion date for the construction of a scenic walkway around Lake Gregory in the Crestline area from September 30, 2002 to October 31, 2003.
- 2) Approve amendment No. 2 to Agreement No. 01-055, County Contract No. 01-279, with SANBAG, to further extend the completion date for the construction of a scenic walkway around Lake Gregory in the Crestline area from October 31, 2003 to February 29, 2004.

BACKGROUND INFORMATION: On April 24, 2001, the Board approved Cooperative Agreement No. 01-055, County Contract No. 01-279, between the County and SANBAG in order to receive Transportation Enhancement Activities (TEA) funds in the amount of \$1,009,366 to construct a Scenic Walkway around Lake Gregory. The project, which the County is the lead Agency, was originally expected to be completed by September 30, 2002. Due to unanticipated delays, the project was not completed by that time, therefore SANBAG amended this agreement on December 4, 2002, asking for only the Chairman's signature for approval, to extend the completion date from August 2002 to October 31, 2003. However, delays in completing and approving the federal environmental requirements have further extended the project beyond the October 31, 2003 date specified in the amended agreement under Exhibit "C." This second amendment would extend that date to February 29, 2004. It was recommended by County Counsel that the Board of Supervisors ratify the Chairman's previous action approving amendment No. 1 to this agreement. The TEA funds for this project have been obligated by SANBAG and extending the project's completion date does not jeopardize this funding.

REVIEW BY OTHERS: This item was reviewed by Deputy County Counsel Charles S. Scolastico on August 27, 2003, by Tom Potter of Regional Parks on August 13, 2003 and by the County Administrative Office (Tom Forster, Administrative Analyst) on August 27, 2003.

Record of Action of the Board of Supervisors

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**AMENDMENTS NO. 1 AND NO. 2 TO AGREEMENT NO. 01-055, COUNTY
CONTRACT NO. 01-279, WITH SAN BERNARDINO ASSOCIATED
GOVERNMENTS TO CONSTRUCT LAKE GREGORY SCENIC WALKWAY**

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FINANCIAL IMPACT: There is no financial impact resulting from this amendment. Approval of this action extends the completion date for this project. The cost of the project is being financed by the \$1,009,366 of TEA funds in accordance with County Contract No. 01-279.

SUPERVISORIAL DISTRICT(S): 2nd

PRESENTER: Ken A. Miller, 387-7906

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